

Public Law 423

CHAPTER 337

AN ACT

June 22, 1954
[S. 2654]

To authorize the Commissioners of the District of Columbia to sell certain property owned by the District of Columbia located in Montgomery County, Maryland, and for other purposes.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the Commissioners of the District of Columbia are hereby authorized and empowered, in their discretion, for the best interests of the District of Columbia, to sell and convey, in whole or in part, to the highest bidder at public or advertised sale, real estate now owned in fee simple by the District of Columbia consisting of approximately seventeen and seventeen one-hundredths acres of land located in Montgomery County, in the State of Maryland, and described in two certain deeds, namely, (1) a deed made November 7, 1898, from Damaris A. Sellman and Frederick O. Sellman to the District of Columbia, recorded on November 21, 1898, in liber T. D. numbered 6, folio 238, one of the land records of Montgomery County, Maryland, and (2) a deed made April 1, 1899, from Damaris A. Sellman and Frederick O. Sellman to the District of Columbia, recorded April 12, 1899, in liber T. D. numbered 8, folio 141, one of the land records of Montgomery County, Maryland.

D. C. land sale.
Montgomery
County, Md.

SEC. 2. The said Commissioners are further authorized to pay the reasonable and necessary expenses of sale of each parcel of land sold pursuant to the provisions of this Act, and shall deposit the net proceeds thereof in the Treasury of the United States to the credit of the District of Columbia.

Deposit of pro-
ceeds.

Approved June 22, 1954.

Public Law 424

CHAPTER 338

AN ACT

June 22, 1954
[S. 2657]

To amend the Act entitled "An Act to regulate the practice of the healing art to protect the public health in the District of Columbia".

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 39 of the Act entitled "An Act to regulate the practice of the healing art to protect the public health in the District of Columbia", approved February 27, 1929 (45 Stat. 1338, as amended; sec. 2-130, D. C. Code, 1951 edition), is amended to read as follows:

Healing Arts
Practice Act,
D. C., 1928.
Penalties for vi-
olations.

"SEC. 39. (a) Any person violating the provisions of this Act, except section 2 hereof, shall be punished by a fine of not more than \$100 or by imprisonment for not more than ninety days, or by both such fine and imprisonment.

D. C. Code 2-102.

"(b) Any person violating the provisions of section 2 of this Act shall be punished, for the first offense, by a fine of not more than \$500 or by imprisonment for not more than six months, or by both such fine and imprisonment; for the second offense, by a fine of not more than \$1,000 or by imprisonment for not more than one year, or by both such fine and imprisonment; and for the third and subsequent offenses, by a fine of not more than \$5,000 or imprisonment for not more than five years, or by both such fine and imprisonment.

"(c) For the purposes of subsection (b) of this section, an offender shall be considered a second or subsequent offender, as the case may be, if he previously has been convicted of the offense of practicing medicine or the healing art without a license, either in the District of

Columbia or in any of the States or Territories of the United States. After an offender has been convicted of the violation of the provisions of section 2 of this Act, but prior to pronouncement of sentence, the court shall be advised by the United States attorney whether the conviction is the offender's first or a subsequent offense. If it is not a first offense, the United States attorney shall file an information setting forth the prior conviction or convictions. The offender shall have the opportunity in open court to affirm or deny that he is identical with the person previously convicted. If he denies the identity, sentence shall be postponed for such time as to permit a trial before a jury on the sole issue of the offender's identity with the person previously convicted. If the offender is found by the jury to be the person previously convicted, or if he acknowledges that he is such person, he shall be sentenced as prescribed in subsection (b) of this section."

Approved June 22, 1954.

Public Law 425

CHAPTER 339

AN ACT

To amend the Agricultural Adjustment Act of 1938, as amended.

June 22, 1954
[S. 3050]

Tobacco.
Excess market-
ing.

60 Stat. 21.
7 USC 1314.

Effective date.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That the first sentence of section 314 (a) of the Agricultural Adjustment Act of 1938, as amended, is hereby amended to read as follows: "The marketing of any kind of tobacco in excess of the marketing quota for the farm on which the tobacco is produced shall be subject to a penalty of 50 per centum of the average market price (calculated to the nearest whole cent) for such kind of tobacco for the immediately preceding marketing year."

This amendment shall become effective October 1, 1954, except that in the case of flue-cured tobacco such amendment shall become effective July 1, 1955.

Approved June 22, 1954.

Public Law 426

CHAPTER 357

AN ACT

Relating to the administrative jurisdiction of certain public lands in the State of Oregon, and for other purposes.

June 24, 1954
[S. 2225]

Oregon public
land jurisdiction.
Revested Oreg.
and Calif. R.R.
grant.

National-forest
lands.

27 Stat. 1027;
28 Stat. 1243; 34
Stat. 3239, 3270,
3280, 3300.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That (a) those unselected and unpatented odd-numbered sections within the indemnity limits of the Oregon and California Railroad land grant authorized by the Act of July 25, 1866 (14 Stat. 239), as amended by the Act of April 10, 1869 (16 Stat. 47), and for which payment was made by the United States to such railroad or its successors in interest under the Act of June 9, 1916 (39 Stat. 218), pursuant to the decree in the case of United States against Oregon and California R. R. Co. (8 F. (2d) 645), which were included within the boundaries of national forests by proclamations of the President of the United States issued under the dates of June 17, 1892, September 28, 1893, October 5, 1906, January 25, 1907, March 1, 1907, and March 2, 1907, are hereby declared to be revested Oregon and California railroad grant lands; and said lands shall continue to be administered as national-forest lands by the Secretary of Agriculture subject to all laws, rules, and regulations applicable